

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**October 16, 1998**

## DIVISION ONE

B112662      People      (Not for Publication)  
v.  
Jonathan McLaurin

The judgment is affirmed and the matter is remanded for resentencing in accordance with the views expressed in this opinion.

Masterson, J.

We concur: Spencer, P.J.  
Dunn, J. (Assigned)

B107900 County of Los Angeles (Certified for Publication)  
v.  
National Automobile & Casualty Insurance Company

The order under review is affirmed.

Masterson, J.

We concur: Vogel, (Miriam A.), Acting P.J.  
Dunn, J. (Assigned)

October 16, 1998-Continued

DIVISION TWO

B120297      Maria T.      (Not for Publication)

V.

Superior Court, Los Angeles County

(L.A. County Department of Children & Family Services, r.p.i.)

The petition for extraordinary writ is denied, and the order to show cause is dismissed.

Fukuto, Acting P.J.

We concur: Nott, J.

Zebrowski, J.

B124114      LaShun S.      (Not for Publication)

V.

Superior Court, Los Angeles County

(L.A. County Department of Children & Family Services, r.p.i.)

The petition for extraordinary writ is denied and the order to show cause is dismissed.

Nott, J.

We concur: Boren, P.J.

Zebrowski, J.

B108429 People (Not for Publication)

V.

Brown

The judgment is affirmed.

Boren, P.J.

We concur: Fukuto, J.

Nott, J.

## October 16, 1998-Continued

## DIVISION TWO (Continued)

B1128325 People (Not for Publication)  
v.  
Turner

### The Court:

The judgment of conviction is affirmed. The matter is remanded to afford the trial court the opportunity to determine, in its discretion, whether the sentences imposed for possession of a firearm by a convicted felon (Pen. Code, 12021, subd. (a) (1)) and possession of cocaine (Health & Saf. Code, 11350, subd. (a)) are to be served concurrently or consecutively.

Boren, P.J., Fukuto, J., Zebrowski, J.

## DIVISION FOUR

Court convened at 9:00 A.M.

Present: Vogel (C.S.), P.J., Epstein, J., Hastings, J., Curry, J., and V. Guzman,  
Deputy Clerk.

B116567 Sanchez  
v.  
Bally's Total Fitness

Merits:  
Argued by Cory C. Brendel for appellant and by Uzzi O. Raanan for respondent. Cause submitted.

B116420      Thowtho  
v.  
Southern California Permanente Medical Group, et al.

Merits:  
Argued by Jerome Zamos for appellant and by Belle C. Mason for respondents. Cause submitted.

DIVISION FOUR (Continued)

B114320      Mendez  
                 v.  
                 County of Los Angeles

Merits:  
Argued by Raymond C. Clayton for appellant and by Mitchell J.  
Ezer for respondent. Cause submitted.

B104610      Creedon, et al.  
B106329      v.  
                 Wolflick

Merits:  
Argued by Roy G. Weatherup for appellant Rainey; Philip L.  
Johnson for appellant Creedon and by Alan R. Jampol for  
respondent. Cause submitted.

The Court recesses.

The Court reconvened at 1:30 P.M.

Present: Vogel (C.S.), P.J., Epstein, J., Hastings, J., Curry, J., and V. Guzman,  
Deputy Clerk.

B116591      People  
                 v.  
                 Davis

Merits:  
Argued by A. William Bartz for appellant and by Richard B.  
Cullather, deputy attorney general for respondent. Cause submitted.

B101206      Gulf Insurance Company  
                 v.  
                 U.S. Fire Insurance Company

Merits:  
Argued by Charissa Dorian for appellant and by Kenneth A. Zak for  
respondent. Cause submitted.

DIVISION FOUR (Continued)

B112787      Kelso  
                 v.  
                 Kelso

Merits:

Argued by Linda N. Wisotsky for appellant and by Philip A. Putnam for respondent. Cause submitted.

B120807      Donald Simpson, Inc., et al.  
                 v.  
                 TIG Insurance

Merits:

Argued by John R. Brydon for appellants and by Edward Sabin for respondent. Cause submitted.

B116380      Penuela  
                 v.  
                 National Railroad Passenger Corporation, et al.

Merits:

Argued by Roy Penuela for appellant and by Damon C. Anastasia for respondents. Cause submitted.

B116971      City of Burbank  
                 v.  
                 City of Glendale

Merits:

Argued by Sheila D. Jones for appellant and by Thomas A. Ryan for respondent. Cause submitted.

Each of the following:

B115810 People v. Thomas  
B116290 People v. Conway  
B118534 People v. Scheer  
B113087 People v. Dominguez  
B117098 People v. Rodriguez

DIVISION FOUR (Continued)

Each of the following: (continued)

B115866 People v. Watkins

B118292 People v. Graham

B117855 Accurate Component Engineering v. Haag

Argument waived, cause submitted.

Court adjourned.

B112298      Collins & Aikman Group                      (Not for Publication)  
                 v.  
                 Allianz Insurance Company

The judgment is reversed. Appellant is to have its costs on appeal.

Epstein, Acting P.J.

We concur:    Hastings, J.  
                 Cooper, (F.M.), J. (Assigned)

B114409      People                      (Not for Publication)  
                 v.  
                 Duran

The abstract of judgment is modified to reflect 76 days presentence conduct credit and a \$200 restitution fine. The judgment is affirmed.

Epstein, J.

We concur:    Vogel (C.S.), P.J.  
                 Hastings, J.

October 16, 1998-Continued

DIVISION SIX

B123983      James P.      (Not for Publication)  
v.  
Superior Court, San Luis Obispo  
(Department of Social Services of San Luis Obispo)

The petition is denied.

Stone, P.J.

We concur:    Gilbert, J.  
                              Yegan, J.